

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

**GREAT AMERICAN ALLIANCE
COMPANY,**

Plaintiff,

v.

BRAVO FOOD SERVICE LLC, et al.,

Defendants.


Case No.: 7:19-CV-01026-RDP

ORDER

This matter is before the court on Bravo Food Service LLC's ("Bravo") Motion to Dismiss. (Doc. # 20). For the reasons stated in the contemporaneously filed Memorandum Opinion, Bravo's Motion (Doc. # 20) is **GRANTED IN PART**. Great American's claim regarding its duty to indemnify is **DISMISSED WITHOUT PREJUDICE**. Additionally, Cahaba Valley Health Services' counterclaim against Great American and cross claim against Bravo Food Services LLC (Doc. # 33) are **DISMISSED WITHOUT PREJUDICE**.

Great American's claim that it no longer owes Bravo a duty to defend remains before the court.

DONE and **ORDERED** this April 21, 2020.


R. DAVID PROCTOR
UNITED STATES DISTRICT JUDGE